

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE		PAGE OF PAGES	
2. AMENDMENT/MODIFICATION NO.		3. EFFECTIVE DATE		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)	
6. ISSUED BY		CODE		7. ADMINISTERED BY (If other than Item 6)		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				(X)		9A. AMENDMENT OF SOLICITATION NO.	
						9B. DATED (SEE ITEM 11)	
						10A. MODIFICATION OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 11)	
CODE		FACILITY CODE					

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

- ☐ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☐ is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:
- (a) By completing items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment your desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS.
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor ☐ is not, ☐ is required to sign this document and return _____ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED
(Signature of person authorized to sign)		(Signature of Contracting Officer)	

SECTION 00100

PROPOSAL SUBMISSION INSTRUCTIONS, CONDITIONS, NOTICE TO OFFERORS, BASIS OF AWARD, AND LOCAL INSTRUCTIONS

Hazardous Cargo Loading Apron

PERFORMANCE PRICE TRADE-OFF

1. PROPOSAL OVERVIEW. This Request for Proposal (RFP) solicits **Hazardous Cargo Loading Apron**, England Airpark, Louisiana. The purpose of the Source Selection plan is to establish a uniform evaluation procedure for the technical evaluation of proposals by the Source Selection Evaluation Board (SSEB) and the development of the Best Value Decision by the Source Selection Authority (SSA) using the Trade-Off Process (See Federal Acquisition Regulation 15.101-1). In as much as the proposal shall describe the capability of the Offeror to perform any resulting contract, the proposal should be specific and complete in every detail. The proposal should be prepared simply and economically, providing a straightforward and concise description of capabilities to satisfactorily perform the contract. The proposal should be practical, legible, clear, and coherent. Local Instructions, including Federal Acquisition Regulation (FAR) Provisions are annotated at the end of this section.

1.1 Proposal Submissions and the Trade-Off Process. This process permits tradeoffs among cost or price and non-cost factors and allows the Government to accept other than the lowest priced proposal. Offerors submit their past performance and capability information for review and consideration by the Government. Relative weights among technical factors are provided in paragraph 5 Evaluation Factors and Weights. The SSEB reviews, evaluates, and rates the proposals against the source selection criteria in the RFP. Concurrently, the Government analyzes price proposals of Offerors. Price will not be rated, but will be a factor in establishing the competitive range prior to discussions (if held) and in making the final best value determination for award. The SSA compares proposals to one another and determines the best value for the Government. The perceived benefits of the higher priced proposal shall merit the additional cost, and the rationale for tradeoffs must be documented.

2. PROPOSAL SUBMISSION INSTRUCTIONS

2.1 Who May Submit. Any legally organized Offeror may submit a proposal.

2.2 Where to Submit Offerors shall submit their proposals to the Fort Worth District at the address shown in Block 7 of the Standard Form 1442.

2.3 Submission Deadline. Proposals shall be received by the Fort Worth District no later than the time and date specified in Block 13 of Standard Form 1442.

2.4 General Requirements.

2.4.1 In order to effectively and equitably evaluate all proposals, the Contracting Officer must receive information containing sufficient detail to allow review and evaluation by the Government. Proposal clarity, organization, and cross-referencing are mandatory. Failures to submit and organize proposals as requested may adversely affect an Offeror's evaluation. Offerors should provide sufficient detail and clearly define all items required in this section. The Contracting Officer may remove any Offeror from further consideration during any phase of the procurement if the Offeror fails to meet the submittal requirements of the RFP or to reduce the competitive range for purposes of efficiency pursuant to FAR 15.306(c)(2).

2.4.2 Tabs. Proposal shall be organized and tabbed as shown in paragraph 2.5 Submission Format.

2.4.3 Size of Printed Matter Submissions.

2.4.3.1 Written proposal materials shall be submitted in standard three ring loose-leaf binders. Proposals shall be tabbed and labeled in a manner to afford easy identification from a Table of Contents. Font size shall not be less than 10 point. Each page shall be identified with the appropriate page number centered at the bottom of the page. Sheet size of the proposal contents shall be 8-1/2 inches x 11 inches where sheets are prepared specifically for this proposal; however, if drawings, charts, or other graphics are submitted, sheets no larger than 11 inches x 17 inches and folded to 8-1/2 inches x 11 inches shall be used. 11 x 17 inch sheets will be counted as 4 single-sided or 2 double-sided pages. **Volume II, Technical Proposal, shall not exceed 50**

pages (50 single-sided or 25 double-sided sheets), excluding the Table of Contents. The Government will not review any information submitted in an appendix or attachment to the proposal. The Offeror must comply with the page limitation. The Offeror shall not submit verbatim sections of this solicitation as part of their proposal. Offers that do not meet these requirements may be subject to rejection.

2.4.3.2 The proposals shall contain a detailed table of contents. If more than one binder is used, the complete table of contents shall be included in each. A cover sheet identifying the Offeror (name, address, point of contact) project description, and solicitation number shall be provided. The second sheet shall be a Table of Contents. Offers that violate these rules unnecessarily delay the evaluation process and may be rejected by the Government after the initial evaluation without receiving any further consideration. **The Government will not evaluate any information beyond the page limitation noted above.**

2.4.3.3 Proposal revisions shall be submitted as page replacements with revised text readily identifiable, e.g., bold face print or underlining. The source of the revision, e.g., Error, Omission, or Clarification, or amendment shall be included and be annotated for each revision. Proposal replacement pages shall be numbered, shall be clearly marked "REVISED", shall show the date of revision, shall be submitted in appropriate number of copies (e.g., if two (2) copies of the original page was required, then two (2) copies of the revised page will also be required, and shall be a different color than the original pages they are to replace.

2.4.4 Number of Copies. Offerors shall submit an original and one (1) hard copy of Volume I and an original and five (5) hard copies of Volume II of their Proposal in both **hard copy and electronic format**. **Within three (3) days of contract award, the awardee shall submit both volumes, updated to include all revisions, in electronic format on a CD-ROM.**

2.5 Submission Format.

2.5.1 The Proposal will be tabbed and submitted in a three ring binders in the following format:

VOLUME I

TAB A – SF 1442, completed and signed by an authorized person from the company or team

TAB B – Section 00010 – Supplies or Services and Price/Costs Schedule

TAB C – Section 00600 – Representations and Certifications

TAB D – PROPOSAL DATA SHEET – See the format provided in this Section. Ensure to include Offeror's telephone number, FAX number, e-mail address and DUNS number. Duns number will be used to access CCASS data.

TAB E – Bid Bond (Standard Form 24)

TAB F – Pre Award Information (e.g. Bank and Supplier References)

In accordance with FAR 9.103(a) "... contracts shall be awarded to responsible prospective contractors only." To be determined responsible, a prospective contractor must meet the standards at FAR 9.104 that requires a prospective contractor to have adequate financial resources to perform the contract or the ability to obtain them. As an aid in assessing responsibility, the offeror shall notify their bank/suppliers that the Corps of Engineers may contact them, and shall authorize the bank/suppliers to release the following information regarding the Offeror's account. If their bank requires a written authorization, Offerors shall provide that authorization with their proposal.

Name and telephone number of bank's point of contact
Number of year's business has been conducted with each bank
Types of open accounts (checking, loans, etc.)
Balance of current accounts (the banks will provide a "range of figures" for this information, such as, medium five-figures range)
Means by which loans are secured and if paid as agreed
Point of contact and telephone number of three (3) different suppliers

For the purpose of evaluating the preaward survey information submitted hereunder:

Preaward survey data will be evaluated and scored, as it relates to the probability of the offeror successfully accomplishing the proposed effort.

The Government will use pre-award survey data provided by the offeror and data obtained from other sources to perform this assessment.

TAB G– Subcontracting Plan – FOR LARGE BUSINESS OFFERORS ONLY. Subcontracting Plan shall be prepared in accordance with FAR 52.219-9. A sample plan and format are contained at the end of this document.

NOTE: For the information of Large Business Offerors, the Fort Worth District’s assigned subcontracting goals are listed at the end of this section under Local Instructions.

VOLUME II – Technical Proposal

THE TECHNICAL PROPOSAL SHALL NOT INCLUDE ANY COST INFORMATION AND SHALL NOT EXCEED 50 PAGES (AS ANNOTATED ABOVE). ALL INFORMATION SHALL BE PROVIDED WITHIN THESE TABBED SECTIONS AND SHALL NOT BE INCLUDED AS AN APPENDIX OR ATTACHMENT).

TAB 1 – FACTOR 1: CONSTRUCTION PAST PERFORMANCE (Worksheet & Questionnaire Provided)

TAB 2 – FACTOR 2: CORPORATE RELEVANT SPECIALIZED EXPERIENCE (Worksheet Provided)

TAB 3 – FACTOR 3: MANAGEMENT EFFECTIVENESS (No Worksheet Provided)

TAB 4 – FACTOR 4: CONSTRUCTION DURATION (No Worksheet Provided)

3. TECHNICAL PROPOSAL SUBMISSION REQUIREMENTS.

3.1 FACTOR 1: CONSTRUCTION PAST PERFORMANCE (VOLUME II, TAB 1). Offerors shall be evaluated on construction projects completed (or substantially completed) in the last five years **that are same/similar in nature to the project requirements solicited under this RFP**. The Offeror’s past performance will be evaluated to determine technical capability to perform the proposed contract and how well it satisfied its customers. The information presented in the Offeror’s submittal, together with that from other sources available to the Government will comprise the input for evaluation of this factor. The following elements will be evaluated:

- Quality of Construction
- Timeliness of Performance
- Customer Satisfaction
- Subcontractor Management
- Documentation
- Safety Record

3.1.1 Offeror’s Submission Requirements.

3.1.1.1 Past Performance Information Sheets. Offerors shall complete and provide Past Performance Information on no more than five completed (or substantially complete) projects that reflect prior past performance in the construction elements referenced in paragraph 3.1 above. It is the Government’s preference that each project listed in Factor 2, “Corporate Specialized Relevant Experience” have a completed Past Performance Information Sheet as required for past performance under Factor 1. Experience given with no past performance information associated with it **implies** that the offeror may have performed poorly on those projects. The examples should be similar to this solicitation in project type and scope. As a minimum, the contractor shall provide the data specified in the attached “Construction Past Performance Information” Sheet. For each project submitted, offerors are encouraged to attach the following supporting documentation to the construction past performance information sheet, ensuring that you do not exceed the proposal page limitation:

- For Corps of Engineer contracts, provide a copy of the signed CCASS (Construction Contract Administration Support System) evaluation issued at the completion of the project.
- For non-Corps of Engineer contracts, provide a copy of the performance rating issued by the contracting agent.

- Awards, letters or other forms of recognition relevant to the submitted project that demonstrate the offeror's performance capabilities and customer satisfaction.

3.1.1.2 Past Performance Questionnaires. Offeror's shall identify the completed projects (or substantially complete) as described above to be used for reference and evaluation purposes and provide a questionnaire to the Point of Contact for each project listed. A sample Past Performance Evaluation Questionnaire is included at the end of this section. When completed, these forms shall be mailed, faxed or e-mailed to the Fort Worth District Contract Specialist identified in the sample transmittal letter provided. It is the contractor's responsibility to ensure that the reference documentation is provided, as the Government may not make additional requests for past performance information from the references. The evaluation form shall be provided to the Contract Specialist directly from the reference.

3.1.1.3 Safety Record. The offeror shall submit either OSHA Form 300 or 300a showing the incident rates for their firm for all projects within the past three years. This form, in Microsoft Excel format, can be downloaded from the Internet at:

<http://www.osha.gov/recordkeeping/new-osh300form1-1-04.xls>

http://www.nccrimecontrol.org/HR/OSHA_Form_300.doc

http://www.dir.ca.gov/dosh/dosh_publications/oshalog300.pdf

This data is to be converted using the following formula for each of the **three** years:

Number of Lost Time Accidents for the year (Column H on Form 300 or 300A) x 200,000 divided by Man-Hours Worked that Year (from Form 300A) = Incident Rate for the Year

The contractor, for each of the past **3** years using the appropriate OSHA Form data, shall calculate these incident rates. These calculations shall be presented on a separate sheet of paper for each year with the mathematical average of all **3** years.

If the Offeror has a safety incentives program, information shall be submitted describing this program. The description of the safety incentives program shall include as a minimum a description of what benefits the firm has seen by implementing the program, benefits to the customer and a description of how the program is administered.

3.1.1.4 Other Sources. The Government may contact sources other than those provided by the Offeror for information with respect to past performance. These other sources may include, but are not limited to, CCASS, telephone interviews with organizations familiar with the Offeror's performance, and Government personnel with personal knowledge of the Offeror's performance capability.

3.1.1.5 New Companies and Joint Ventures. New companies and joint ventures entering the marketplace (without relevant company experience) are reminded that they, along with all other offerors, may submit past performance information for key personnel, using the attached "Construction Past Performance Information" sheets. If such information is submitted, how long key personnel stayed on their assigned projects and how well they managed their portion of the referenced projects shall be used to judge past performance, along with any other information regarding such key personnel from any other sources the Government may choose to contact. If no such information regarding key personnel is given, then the new company or joint venture shall be given a neutral rating.

3.1.2 Evaluation. The Government will evaluate the Offeror's responsiveness to the solicitation regarding past performance using the sources identified above. New Companies and Joint Ventures shall be evaluated on their own past performance, including the performance of key personnel as noted in 3.1.1.4, above, to determine the company's ability to perform satisfactorily under the elements of evaluation.

Offerors may be provided an opportunity to address any negative past performance information about which the Offeror has not previously had an opportunity to respond. The Government treats an Offeror's lack of past performance as having no positive or negative evaluation significance. The Government will evaluate past performance based on the elements listed below:

- **Quality of Construction.** Based on all information available, the Government will assess the quality of the actual construction undertaken and the standards of workmanship exhibited by the Offeror.

- **Timeliness of Performance.** The Government will evaluate all information available with respect to the Offeror completing past projects within the scheduled completion times.
- **Customer Satisfaction.** The Government will evaluate all information available with respect to the Offeror's past customer satisfaction, cooperation with customers, and interaction on past projects.
- **Subcontractor Management.** The Government will evaluate all information available with respect to the Offeror's management of subcontractors, including mitigation of conflicts and resolution of disputes at the lowest level. For large businesses, the Government will also evaluate compliance with subcontracting plans.
- **Documentation.** The Government will evaluate all information available with respect to the Offeror's level of meeting customer satisfaction on timeliness and quality of the documentation, reports, and other written materials completed by the Offeror on past projects.
- **Safety Record.** Offerors who have lost time incident rates below the target rate of 1.00 and a documented safety incentive program will receive a more favorable evaluation. If the average incident rate exceeds the target rate the Offeror is encouraged to submit an explanation of what they have done to improve their safety record.

3.2 FACTOR 2: CORPORATE RELEVANT SPECIALIZED EXPERIENCE (VOLUME II, TAB 2).

Offerors shall be evaluated on at least three, but no more than five construction projects successfully completed or in progress in the last five years that demonstrate the Offeror's specialized experience in the construction of similar construction projects. For this proposal, similar projects are projects that meet the following criteria:

Furnish detailed examples of Offeror's experience of similar type work required by this solicitation, both for Government agencies and private industry. Examples shall show relevance of experience to those construction type methods required by the Technical Specifications. Offeror shall also state his experience on airfield pavement projects.

3.2.1 Offeror's Submission Requirements. Offerors shall submit project information for construction projects that reflect specialized experience in the construction elements referenced in paragraph 3.2 above. It is the Government's preference that each project listed in Factor 2, "Corporate Specialized Relevant Experience", have a completed Past Performance Information Sheet as required for past performance under Factor 1. Experience given with no past performance information associated with it leads the Government to believe that the offeror may have performed poorly on those projects. The examples should be similar to this solicitation in project type and scope. As a minimum, the contractor shall provide the data specified in the attached "Corporate Relevant Specialized Experience" Sheet. If the Offeror represents the combining of two or more companies for the purpose of this RFP, each company shall list project examples. The experience of individuals will not be credited under this factor.

3.2.2 New Companies and Joint Ventures. If offeror represents the combining of two or more companies for the purpose of this RFP, the proposal shall clearly identify the contractual responsibilities of each firm and the work to be performed by each; describe the nature of the association; indicate whether the firms have experience working together in construction ventures, including how long and how many projects. In addition, each company including joint ventures shall list their Government contract experience. Provide a copy of the commitment letter of the firms or the joint venture agreement. Prior to award of any contract, a copy of the Joint Venture Agreement will be required. If approval of the Joint Venture Agreement is required by the Small Business Administration, failure to timely provide an approved SBA Joint Venture Agreement may prevent award of a contract.

3.2.3 Evaluation. The Government will review the example construction projects provided by the Offeror to evaluate and rate the recent relevant specialized experience of the Offeror with similar projects. The example construction projects should closely resemble the scope, size, and complexity of the project identified in this solicitation. The Government will place a higher value on experience with similar projects executed with the Corps of Engineers or other DoD Components. If the Offeror cannot provide suitable relevant experience and the evaluators consider that the information provided indicates that the Offeror has no relevant experience, a determination will be made as to the risk this lack of corporate experience presents to the Government and the proposal will be evaluated accordingly.

3.3 FACTOR 3: MANAGEMENT EFFECTIVENESS (VOLUME II, TAB 3) The Government will evaluate the Offeror's management effectiveness by considering the Offeror's understanding and capability of successfully managing the project to completion. The following elements will be evaluated:

- Organizational Chart or Structure and Key Personnel Resumes.

- Preliminary Quality Control Plan (QC Plan).
- Contract Closeout Plan.
- Small and Small Disadvantaged Business Utilization.

3.3.1 Offeror's Submission Requirements.

3.3.1.1 Organizational Chart or Structure and Key Personnel Resume Information. Provide an organizational chart that clearly shows lines of authority and communication chain of the organization, including key personnel. "Key personnel" are defined as, but not limited to, Project Manager, Site Superintendent, Project Scheduler, and Quality Control System Manager. (Ref: Sections 01320F and 01451 for minimum qualifications). Qualifications for the Project Manager are listed below.

Offeror shall provide key personnel resume information that includes as a minimum, the following:

- Name and Title
- Specific assignment on this project
- Name of Firm (If different from Offeror)
- Number of years with this firm/with other firms
- Education Degree(s)/year/specialization
- Active registration: number/state/year
- Specific experience, including dates, and qualifications relevant to this project

Offerors are encouraged to provide descriptive analysis of why they feel their key personnel meet the criteria for key personnel experience.

3.3.1.1.1 Qualification Requirements for Project Manager (PM): List previous experience on managing construction contracts similar in size, construction type and complexity with 5 years minimum experience as a PM. Include dates and durations of PM duties on the projects.

3.3.1.2. Preliminary Quality Control Plan (QC Plan). Provide preliminary plan for quality control of all work. After award, the successful Offeror will be required to expand this preliminary plan to comply with contract requirements for Quality Control. The preliminary plan must address the following as a minimum:

3.3.1.2.1. QC organizational chart identifying the chain of command of the QC organization, number of individuals and disciplines of qualified QC staff.

3.3.1.2.2 Authority and functions of the QC Manager and each key QC position.

3.3.1.2.3 Maintenance of As-builts: Describe procedures for maintaining up-to-date plans and specifications on the job site and for preparation and submittal of as-builts. Include narrative describing document control and production of electronic "as-built" drawings and their transfer to the Government.

3.3.1.2.4 Deficiency or discrepancy tracking system and correction procedures.

3.3.1.2.5 System for tracking Requests for Information submitted to the Government.

3.3.1.2.6 The plan and procedures for the Contractor's completion inspection, prior to the joint inspection with the Government QA personnel.

3.3.1.3 Contract Closeout Plan. A Closeout Plan shall be furnished in a brief structured time scale schedule reflecting the planned activities during the final 90 days of the contract activity. Minimum items to be included:

3.3.1.3.1 Testing of equipment and systems.

3.3.1.3.2 Equipment instruction and training schedules.

3.3.1.3.3 O&M Manuals completion schedule and transfer.

3.3.1.3.4 As-built drawings completion schedule and transfer.

3.3.1.3.5 Pre -final inspection procedures and correction of deficiencies.

3.3.1.3.6 Warranty data submission and planned implementation.

3.3.1.3.7 Closeout of administrative deficiencies.

3.3.1.4 Small and Small Disadvantaged Business Utilization. ALL OFFERORS are required to provide a narrative discussion of their plan, as well as provide the information requested in the below table, for utilization of small and small disadvantaged businesses. At a minimum, the narrative shall discuss:

3.3.1.4.1 Goals for subcontracting with small and small disadvantaged businesses in sufficient detail to allow Government evaluators to determine that these goals are realistic, justifiable, positive, and in accordance with the Government's policy to maximize opportunities for these types of businesses.

3.3.1.4.2 The extent to which small disadvantaged businesses, and where appropriate, historically black colleges and universities/minority institutions (HBCU/MI) have been identified for participation as part of the Offeror's team.

3.3.1.4.3 The Offeror's past and present commitment to providing subcontracting opportunities and encouragement to small and small disadvantaged businesses.

3.3.1.4.4 The Offeror must complete the following table as part of their proposal to express in percentage what they plan to execute as a prime contractor and what they plan to subcontract for this project.

	*Percentage
Self Perform (Prime Contractor)	%
Subcontracted Work:	
- Small and Small Business Disadvantaged Business	%
- HCBU/MI	%
Total:	100%

3.3.2 Evaluation.

3.3.2.1 Organizational Chart or Structure and Key Personnel Resumes.

3.3.2.1.1 The organizational chart will be evaluated for chain of command, lines of communication and logical management structure.

3.3.2.1.2 The Government will review the key personnel provided by the Offeror to evaluate and rate the recent experience of the key personnel in similar projects. Resumes will be evaluated for qualifications and relevant technical experience to this project. The key personnel example projects should closely resemble the project identified in this solicitation.

3.3.2.2 Quality Control Plan. The Quality Control (QC) Plan will be evaluated for staffing and practices that ensure all services required by this solicitation are performed and provided in a manner that meets the project requirements.

3.3.2.3 Closeout Plan. The Offeror's closeout plan will be reviewed and evaluated to determine the Offeror's understanding of the RFP's close out requirements. Particular emphasis will be placed on O&M Manual production, Installation Staff training methods, final acceptance process, and warranty procedures.

3.3.2.4 Small and Small Disadvantaged Business Utilization. The Government will evaluate narratives provided for the following elements. Greater detail and specificity will be given greater credit than general statements and commitments:

3.3.2.4.1 The extent to which the goals for subcontracting with small and small disadvantaged businesses are realistic,

justifiable, positive, and in accordance with the Government's policy to maximize opportunities for these types of businesses.

3.3.2.4.2 The extent to which small disadvantaged businesses, and where appropriate, historically black colleges and universities/minority institutions (HBCU/MI) have been identified for participation as part of the Offeror's team.

3.3.2.4.3 The Offeror's past commitment to providing subcontracting opportunities and encouragement to small and small disadvantaged businesses.

3.4 FACTOR 4: CONSTRUCTION DURATION (VOLUME II, TAB 4). The Government's requirement is that all work on this project be completed within (*See Section 01000, Construction Schedule*), inclusive of all review periods and Government phasing requirements specified. Offeror may propose a completion period of lesser duration; however, any such proposals for a completion period of lesser duration must include the same time periods for review and phasing as are included in this request for proposals. If the Government accepts a proposal for a completion period of lesser duration, and such proposal alters the time periods for review and phasing, the contract shall be read to include the original periods for review and phasing. Completion periods of significantly lesser duration may be rated as more advantageous to the Government. **If a completion period of lesser duration is proposed and accepted by the Government, the accepted completion period will replace the original construction schedule listed under Section 01000. In addition, if a completion period of lesser duration is proposed, the Bid Schedule must reflect pricing information for the lesser proposed completion period.** Offers who propose completion of the work beyond the maximum completion period specified above, will be rated unsatisfactory for this factor.

3.4.1 Offeror's Submission Requirements. Offerors must provide a proposed schedule to show how the contractor intends to perform the work within the proposed construction duration. This shall be shown in a time-scaled [Gantt Chart] summary network, which shall be between 50-100 activities.

3.4.2 Evaluation. This factor will be evaluated by reviewing the submitted scheduling documents. Completion periods of significantly lesser duration may be rated as more advantageous to the Government. Offers who propose completion of the work beyond the maximum completion period specified above, will be rated unsatisfactory for this factor. The total contract duration in calendar days, must be reflected on the Chart.

4. EVALUATION STANDARDS. Evaluation criteria (factors) will be rated using the following adjectival descriptions. Evaluators will apply the appropriate adjective to each criterion rated. The evaluator's narrative explanation must clearly establish that the Offeror's submittal meets the definitions established below. As each criteria is evaluated an assessment of Risk will be made. The "Proposal Risk Assessment" ratings are applicable to all criteria except Past Performance. Past Performance Risk is rated using the "Past Performance Risk Assessment" ratings listed below.

4.1 Rating Adjectives

4.1.1 OUTSTANDING - Information submitted demonstrates Offeror's potential to significantly exceed performance or capability standards. The Offeror has clearly demonstrated an understanding of all aspects of the requirements to the extent that timely and highest quality performance is anticipated. The Offeror possesses exceptional strengths that will significantly benefit the Government. The Offeror's qualifications meet the fullest expectations of the Government. The Offeror has convincingly demonstrated that the RFP requirements have been analyzed, evaluated, and synthesized into approaches, plans, and techniques that, when implemented, should result in highly effective and efficient performance under the contract. An assigned rating of "outstanding" indicates that, in terms of the specific factor, the submittal contains no significant weaknesses, deficiencies or disadvantages. Offeror very significantly exceeds most or all solicitation requirements.

4.1.2 ABOVE AVERAGE - Information submitted demonstrates Offeror's potential to exceed performance or capability standards. Offeror possesses one or more strengths that will benefit the Government. The areas in which the Offeror exceeds the requirements are anticipated to result in a high level of efficiency, productivity, or quality. The Offeror's qualifications are responsive with minor weaknesses, but no major weaknesses noted. An assigned rating of "Above Average" indicates that, in terms of the specific factor, any weaknesses noted are minor and should not seriously affect the offeror's performance. The submittal demonstrates that the requirements of the RFP are well understood and the approach will likely result in a high quality of performance. A rating of "Above Average" is used when there are no indications of exceptional features or innovations that could prove to be beneficial, or conversely, weaknesses that could diminish the quality of the effort. Disadvantages are minimal. The submittal contains excellent features that will likely produce results very beneficial to

the Government. Offeror fully meets all RFP requirements and significantly exceeds many of the RFP requirements. Response exceeds a "Satisfactory" rating.

4.1.3 SATISFACTORY (Neutral) - Information submitted demonstrates Offeror's potential to meet performance or capability standards. Offeror presents an acceptable solution and meets minimum standard requirements. Offeror possesses few or no advantages or strengths. The Offeror's proposal contains weaknesses in several areas that are offset by strengths in other areas. Offeror meets all RFP requirements, presents a complete and comprehensive proposal, exemplifies an understanding of the scope and depth of the task requirements, and displays understanding of the Government's requirements. Offeror's response exceeds a "Marginal" rating. No significant advantages or disadvantages. In the case of no past performance on the part of the Offeror, a SATISFACTORY rating will be assigned for Past Performance.

4.1.4 MARGINAL - Information submitted demonstrates Offeror's potential to marginally meet performance or capability standards necessary for minimal but acceptable contract performance. The submittal is not adequately responsive or does not address the specific factors. The assignment of a rating of "Marginal" indicates that mandatory corrective action would be required to prevent significant deficiencies from affecting the overall project. The Offeror's qualifications demonstrate an acceptable understanding of the requirements of the RFP and the approach will likely result in an adequate quality of performance. Offeror displays low probability of success, although the submittal has a reasonable chance of becoming at least acceptable. Offeror's response exceeds an "Unsatisfactory" rating. Significant disadvantages.

4.1.5 UNSATISFACTORY – Information submitted fails to meet performance or capability standards necessary for acceptable contractor performance. The Offeror's interpretation of the Government's requirements is so superficial, incomplete, vague, incompatible, incomprehensible, or incorrect as to be Unsatisfactory. The submittal does not meet the minimum requirements of the RFP; requirements could only be met with major changes to the submittal. There is no reasonable expectation that acceptable performance would be achieved. The Offeror's qualifications have many deficiencies and/or gross omissions; fail to provide a reasonable, logical approach to fulfilling much of the Government's requirements; and, fail to meet many of the minimum requirements. The Offeror's qualifications are so unacceptable that it would have to be completely revised in order to attempt to make them acceptable. Very significant disadvantages.

4.2 Proposal Risk Assessment (Applicable to all factors except Past Performance)

4.2.1 LOW RISK– Proposal weaknesses have little potential to cause disruption of schedule, increase in cost, or degradation of performance. Normal contractor effort and normal Government monitoring will probably minimize any difficulties.

4.2.2 MODERATE RISK– Proposal has weaknesses that can potentially cause some disruption of schedule, increase in cost, or degradation of performance. However, special contractor emphasis and close Government monitoring will probably minimize difficulties.

4.2.3 HIGH RISK– Proposal has weaknesses that have the potential to cause serious disruption of schedule, increase in cost, or degradation of performance even with special contractor emphasis and close Government monitoring.

4.3 Past Performance Risk Assessment (Applicable only to Past Performance)

4.3.1 LOW RISK– Based on offeror's past performance record, essentially no doubt exists that the offeror will successfully perform the required effort.

4.3.2 MODERATE RISK– Based on the offeror's past performance record, some doubt exists that the offeror will successfully perform the required effort.

4.3.3 HIGH RISK– Based on the offeror's past performance record, extreme doubt exists that the offeror will successfully perform the required effort.

4.3.4 UNKNOWN RISK– No relevant performance record is identifiable upon which to base a meaningful performance risk prediction. A search was unable to identify any relevant past performance information for the offeror or key team members/subcontractors or their key personnel. This is neither a negative or positive assessment.

5. TECHNICAL EVALUATION WEIGHTS

5.1 Relative Importance Definition. For the purpose of this evaluation, the following terms will be used to establish the relative importance of the technical factors and subfactors.

- **Significantly More Important:** The criterion is at least two times greater in value than another criterion.
- **More Important:** The criterion is greater in value than another criterion but less than two times greater.
- **Equal:** The criterion is of the same value or nearly the same as another criterion.

5.2 PRICE is approximately equal in importance to ALL TECHNICAL FACTORS when combined.

5.3 Weight among technical factors (listed in descending order of importance):

FACTOR 1: CONSTRUCTION PAST PERFORMANCE: This factor is more important than Factors 2 and Factors 3 and significantly more important than Factor 4.

FACTOR 2 CORPORATE RELEVANT SPECIALIZED EXPERIENCE: This factor is equal in importance to Factor 3 and is more important than Factor 4.

FACTOR 3: MANAGEMENT EFFECTIVENESS: This factor is equal in importance to Factor 2 and is more important than Factor 4.

FACTOR 4: CONSTRUCTION DURATION. This factor is less in importance to the above factors.

6. PRICE.

6.1 The Government will perform a price analysis on all proposals received. Price analysis will be performed in accordance with FAR 15.404-1, to determine completeness, reasonableness, and understanding of the work. The evaluation will determine the adequacy of the offer in fulfilling the requirements of the proposal. Completeness addresses the extent to which the elements of the price proposal are consistent with the requirements of the RFP. Reasonableness will be established using historical price information, price competition information, the IGE, and any other pricing tools necessary.

6.2 Price will not be scored, but will be a factor in establishing the competitive range prior to discussions (if held) and in making the final best value determination for award.

7. EXCEPTIONS. Exceptions to the contractual terms and conditions of the solicitation (e.g., standard company terms and conditions) may result in a determination to reject a proposal.

8. RESTRICTIONS. Failure to submit all the data in the format indicated in this solicitation may be cause for determining a proposal incomplete and, therefore, not considered for evaluation, and for subsequent award.

9. PROPOSAL EVALUATION.

9.1 Each member of the Government evaluation team (Source Selection Evaluation Board) will independently consider all information provided in the proposal. Worksheets are provided on the following pages, which the evaluators will use to review and rate the individual proposals.

9.2 Once these individual analyses are completed, the team will meet and determine a rating for each of the evaluation factors by consensus decision.

9.3 The evaluation team will document strengths (e.g., advantages), weaknesses (e.g., disadvantages), and other comments (e.g., deficiency and/or clarification) to support the rating for each factor, as well as the overall rating. Documentation and comments are required for all ratings.

9.4 This final overall rating, along with ratings on individual factors, will be provided to the Contracting Officer/Source Selection Authority for the best value decision.

10. BASIS FOR AWARD

10.1 Proposals must meet the criteria stated in the RFP in order to be eligible for award, to include responsiveness, technical acceptability and responsibility.

10.2 In order to determine which proposal represents the best overall value, the Government may compare proposals to one another. The Government will award a contract to the responsible Offeror whose technical submittal and price proposal contains the combination of those criteria described in this document offering the best overall value to the Government. Best value will be determined by a comparative assessment of proposals against all source selection criteria in this RFP.

10.3 As technical ratings and relative advantages and disadvantages become less distinct, differences in price between proposals are of increased importance in determining the most advantageous proposal. Conversely, as differences in price become less distinct, differences in rating and relative advantages and disadvantages between proposals are of increased importance to the determination. In the event that the technical and cost/price proposals become more equivalent for two or more large businesses, the subcontracting plan will become more significant and may become the determining factor for award.

10.4 The Government reserves the right to accept other than the lowest priced offer. The right is also reserved to reject any and all offers. The basis of award will be a conforming offer, the price or cost of which may or may not be the lowest. If other than the lowest offer, it must be sufficiently more advantageous than the lowest offer to justify the payment of additional amounts. Any award price must be determined to be fair and reasonable.

10.5 Offerors are reminded to include their best technical and price terms in their initial offer and not to automatically assume that they will have an opportunity to participate in discussions or be asked to submit a revised offer. The Government may make award of a conforming proposal without discussions, if deemed to be within the best interests of the Government.

10.6 The Government intends to award a contract without discussions based on initial proposals received; therefore, the proposals shall contain the offeror's best terms from a cost and technical standpoint. However, the Government reserves the right to conduct discussions in accordance with FAR 52.215-1. Should discussions be necessary after evaluations, the Government will establish a competitive range of the offerors that are the most highly rated. The Government reserves the right to address any pertinent issues in the proposals.

VOLUME I – TAB D

PROPOSAL DATA SHEET

1. Name of Firm:	
2. Address:	
3. Phone:	
4. Fax:	
5. E-mail:	
6. Duns # (used for accessing CCASS)	
7. If a joint venture or contractor-subcontractor association of firms, list the individual firms and briefly describe the nature of the association.	
Firm 1:	
Firm 2:	
Firm 3:	
Nature of Association:	
8. AUTHORIZED NEGOTIATORS. FAR 52.215-11 The Offeror represents that the following persons are authorized to negotiate on its behalf with the Government in connection with this Request for Proposals (RFP).	
9. Name of Person Authorized to Negotiate:	
10. Negotiator's Address:	
11. Negotiator's Telephone:	
12. Negotiator's E-mail:	

VOLUME II – TAB 1**FACTOR 1: CONSTRUCTION PAST PERFORMANCE INFORMATION**

Provide the following information in accordance with Evaluation factor 3.1

1. Project Title:	
2. Location:	
3. Contract number:	
4. Procuring activity:	
5. Procurement Point of Contact and Telephone Number:	
6. Address and telephone number of owner/customer:	
7. Type of Project (private sector, Government, planned unit development, etc.):	
8. General Nature of the Contract:	
9. Award Date:	
10. Original Contract Amount:	
11. Final Contract Amount:	
12. Original Completion Date:	
13. Final Completion Date:	
14. Explanation for any differences between original and final contract costs and completion dates:	
15. Total number of Manhours including all subcontractor:	
16. Total number of Lost Time Accidents including all Subcontractors:	

**SAMPLE TRANSMITTAL LETTER
AND
PAST PERFORMANCE EVALUATION QUESTIONNAIRE**

Date: _____

To: _____

We have listed your firm as a reference for work we have performed for you as listed below. Our firm has submitted a proposal under a project advertised by the U.S. Army Corps of Engineers, Fort Worth District. In accordance with Federal Acquisition Regulations (FAR), an evaluation of our firm's past performance will be completed by the Corps of Engineers. Your candid response to the attached questionnaire will assist the evaluation team in this process.

We understand that you have a busy schedule and your participation in this evaluation is greatly appreciated. Please complete the enclosed questionnaire as thoroughly as possible. Space is provided for comments. Understand that while the responses to this questionnaire may be released to the offeror, FAR 15.306 (e)(4) prohibits the release of the names of the persons providing the responses. Complete confidentiality will be maintained. Furthermore, a questionnaire has also been sent to _____ of your organization. Only one response from each office is required. If at all possible, we request that you individually answer this questionnaire and then coordinate your responses with that of _____, to develop a consensus on one overall response from your organization.

Please send your completed questionnaire to the following address to arrive NOT LATER THAN _____ [DATE] _____:

U.S. Army Engineer District, Fort Worth
ATTN: CESWF-CT-C (Kenneth Carleton)
819 Taylor Street, Rm 2A19
Fort Worth, TX 76102

The questionnaires can also be faxed to Kenneth Carleton, Fort Worth District Contract Specialist at FAX 817-886-6407 or emailed to Kenneth.Carleton@swf02.usace.army.mil. If you have questions regarding the attached questionnaire, or require assistance, please contact Kenneth Carleton at 817-886-1084. Thank you for your assistance.

Hazardous Cargo Loading Apron

PAST PERFORMANCE EVALUATION QUESTIONNAIRE

Upon completion of this form, please send directly to the U.S. Army Corps of Engineers in the enclosed addressed envelope or fax [or e-mail] to (817) 886-6407, ATTN: Kenneth Carleton. Do not return this form to our offices. Thank you.

1. Contractor/Name & Address (City and State):

2. Type of Contract: Fixed Price _____ Cost Reimbursement _____

Other (Specify) _____

3. Title of Project/Contract Number: _____

4. Description of Work: (Attach additional pages as necessary)

5. Complexity of Work: High _____ Mid _____ Routine _____

6. Location of Work: _____

7. Date of Award: _____

8. Status: Active _____ (provide percent complete)

Complete _____ (provide completion date)

9. Name, address and telephone number of Contracting Officer's Technical Representative:

10. QUALITY OF CONSTRUCTION:

Evaluate the contractor's performance in complying with contract requirements, quality achieved and overall technical expertise demonstrated.

Outstanding Quality	
Above Average Quality	
Satisfactory Quality	
Marginal Quality	
Unsatisfactory or Experienced Significant Quality Problems	

Remarks: _____

11. TIMELINESS OF PERFORMANCE:

To what extent did the contractor meet the contract and/or individual task order schedules if the contract was an indefinite delivery type contract?

Completed Substantially Ahead of Schedule (Outstanding)	
Completed Ahead of Schedule (Above Average)	
Completed on Schedule with Minor Delays Under Extenuating Circumstances (Satisfactory)	
Completed Behind Schedule (Marginal)	
Experienced Significant Delays without Justification (Unsatisfactory)	

Remarks: _____

12. CUSTOMER SATISFACTION:

To what extent were the end users satisfied with:

	Quality	Cost	Schedule
Exceptionally Satisfied (Outstanding)			
Highly Satisfied (Above Average)			
Satisfied (Satisfactory)			
Somewhat Dissatisfied (Marginal)			
Highly Dissatisfied (Unsatisfactory)			

Remarks: _____

13. SUBCONTRACTOR MANAGEMENT

How well did the contractor manage and coordinate subcontractors, suppliers, and the labor force?

Outstanding management and coordination of subcontractors	
Above Average management and coordination of subcontractors	
Satisfactory management and coordination of subcontractors	
Marginal management and coordination of subcontractors	
Unsatisfactory management and coordination of subcontractors	

Remarks: _____

14. SAFETY

How well did the Contractor implement and maintain its Accident Prevention Program? Did it have an effective safety incentive program? Were there excessive lost time accidents?

Outstanding Documentation	
Above Average Documentation	
Satisfactory Documentation	
Marginal Documentation	
Unsatisfactory Documentation	

Remarks: _____

15. DOCUMENTATION

To what extent were the contractor's reports and documentation accurate, complete and were they submitted in a timely manner?

Outstanding Documentation	
Above Average Documentation	
Satisfactory Documentation	
Marginal Documentation	
Unsatisfactory Documentation	

Remarks: _____

16. IF GIVEN THE OPPORTUNITY, WOULD YOU WORK WITH THIS CONTRACTOR AGAIN?

Yes _____ No _____ Not Sure _____

17. OTHER REMARKS:

Use the space below to provide other information related to the contractor's performance. This may include the contractor's selection and management of subcontractors, flexibility in dealing with contract challenges, their overall concern for the Government's interest (if applicable), project awards received, etc.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

VOLUME II – TAB 2**FACTOR 2: CORPORATE SPECIALIZED RELEVANT EXPERIENCE.**

Provide the following information in accordance with Evaluation factor 3.2

1. Project Title:	
2. Location:	
3. Contract number:	
4. Nature of involvement in this project, i.e. General Contractor, subcontractor, designer:	
5. Procuring activity:	
6. Procurement point of contact and telephone number:	
7. List dates of construction start and completion or percent complete if construction is in progress:	
8. Address of building(s):	
9. Name, address and telephone number of owner:	
10. Indicate type of project (private sector, Government, planned unit development, etc.):	
11. Total cost:	
12. Technical relevancy to this project (i.e. type of foundation, roof and structure as related to the technical specifications):	

Proposal Evaluation Worksheet **(SAMPLE)**

RFP No.					
Evaluator's Name:		Offeror's Name:			
Evaluation Factor:	Factor 1 Construction Past Performance (Volume II, TAB 1)				
Factor Rating: (Place X in Column)	Outstanding	Above Average	Satisfactory	Marginal	Unsatisfactory
Factor Risk: (Place X in Column)	Low		Medium		High
Rating Rationale:	(Include supporting rationale for the ratings.)				
Strengths:	(Precede the strength with an (S) if it identifies a significant strength.)				
Weaknesses:	(Precede the weakness with an (S) if it identifies a significant weakness.)				
Deficiencies:	(List all areas where the contractor fails to meet minimum requirements of the solicitation)				
Uncertainties:	(Any aspect of the proposal for which the intent of the offeror is unclear because there may be more than one way to interpret the offer.)				

Proposal Evaluation Worksheet **(SAMPLE)**

RFP No.					
Evaluator's Name:		Offeror's Name:			
Evaluation Factor:	Factor 2 Corporate Relevant Specialized Experience (Volume II, TAB 2)				
Factor Rating: (Place X in Column)	Outstanding	Above Average	Satisfactory	Marginal	Unsatisfactory
Factor Risk: (Place X in Column)	Low		Medium		High
Rating Rationale:	(Include supporting rationale for the ratings.)				
Strengths:	(Precede the strength with an (S) if it identifies a significant strength.)				
Weaknesses:	(Precede the weakness with an (S) if it identifies a significant weakness.)				
Deficiencies:	(List all areas where the contractor fails to meet minimum requirements of the solicitation)				
Uncertainties:	(Any aspect of the proposal for which the intent of the offeror is unclear because there may be more than one way to interpret the offer.)				

Proposal Evaluation Worksheet **(SAMPLE)**

RFP No.					
Evaluator's Name:		Offeror's Name:			
Evaluation Factor:	Factor 3 Management Effectiveness (Volume II, TAB 3)				
Factor Rating: (Place X in Column)	Outstanding	Above Average	Satisfactory	Marginal	Unsatisfactory
Factor Risk: (Place X in Column)	Low		Medium		High
Rating Rationale:	(Include supporting rationale for the ratings.)				
Strengths:	(Precede the strength with an (S) if it identifies a significant strength.)				
Weaknesses:	(Precede the weakness with an (S) if it identifies a significant weakness.)				
Deficiencies:	(List all areas where the contractor fails to meet minimum requirements of the solicitation)				
Uncertainties:	(Any aspect of the proposal for which the intent of the offeror is unclear because there may be more than one way to interpret the offer.)				

Proposal Evaluation Worksheet **(SAMPLE)**

RFP No.					
Evaluator's Name:		Offeror's Name:			
Evaluation Factor:	Factor 4 Construction Duration (Volume II, TAB 4)				
Factor Rating: (Place X in Column)	Outstanding	Above Average	Satisfactory	Marginal	Unsatisfactory
Factor Risk: (Place X in Column)	Low		Medium		High
Rating Rationale:	(Include supporting rationale for the ratings.)				
Strengths:	(Precede the strength with an (S) if it identifies a significant strength.)				
Weaknesses:	(Precede the weakness with an (S) if it identifies a significant weakness.)				
Deficiencies:	(List all areas where the contractor fails to meet minimum requirements of the solicitation)				
Uncertainties:	(Any aspect of the proposal for which the intent of the offeror is unclear because there may be more than one way to interpret the offer.)				

Proposal Evaluation **Summary Rating Chart** **(SAMPLE)**

RFP No.			
Evaluator's Name:		Offeror's Name:	
Factor No.	Description	Factor Rating	Factor Risk
1	Construction Past Performance		
2	Corporate Relevant Specialized Experience		
3	Offeror Management Effectiveness		
4	Construction Duration		
Overall Rating / Overall Risk			

Comments:

Proposal Evaluation Consensus Chart **(SAMPLE)**

RFP No.						
Evaluator's Name:			Offeror's Name:			
Factor No.	Description	Board Member 1	Board Member 2	Board Member 3	Board Member 4	Consensus
1	Construction Past Performance	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk
2	Corporate Relevant Specialized Experience	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk
3	Offeror Management Effectiveness	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk
4	Construction Duration	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk	Factor Rating Factor Risk
Overall Rating Overall Risk		Rating Risk	Rating Risk	Rating Risk	Rating Risk	Rating Risk

Board Member 1

Board Member 2

Board Member 3

Board Member 4

*The Overall Rating must have supporting documentation in the form of a "Consensus - Proposal Evaluation Worksheet" document to support overall rating and overall risk.

Instructions to Offerors

LOCAL INSTRUCTIONS

PROJECT INFORMATION

- a. For technical information regarding plans and specifications contact Fort Worth District Office, Corps of Engineers, Fort Worth, Texas, telephone, 817/886-1886, Norma Edwards.
- b. For information regarding bidding procedures or bonds, contact Kenneth R. Carleton via telephone 817/886-1084; via email kenneth.carleton@swf02.usace.army.mil, or visit Room 2A19, 819 Taylor Street, Fort Worth, Texas 76102. Collect calls not accepted.
- c. Offers will NOT be publicly opened. Information concerning the status of the evaluation and/or award will NOT be available after receipt of proposals.

GENERAL NOTICES

- a. In the technical specifications wherever the term "stabilized aggregate base course" is used, or wherever a reference is made to a section entitled "Stabilized Aggregate Base Course," it shall be deemed to mean "Aggregate Base Course."
- b. Offerors must provide full, accurate, and complete information as required by this solicitation and its attachments. The penalty for making false statements in Offers is prescribed in 18 USC 1001. (FAR 52.214-4)
- c. The Affirmative Action Requirement of the Equal Opportunity Clause may apply to any contract resulting from this RFP.

FACSIMILE OFFERS

For the purposes of this solicitation, Facsimile Offers for Original submission of proposals are NOT authorized. If during the course of the evaluation phase it is determined by the Contracting Officer to allow submission of facsimile documents, these specific documents will be identified at that time.

In the event that facsimile documents will be allowed, a fax number will be provided.

This facsimile number will be available for use by all bidders and offerors on a "first come, first served" basis and is, therefore, subject to heavy use for long periods of time. Accordingly, bidders/offerors are cautioned that "last minute" bids/offers may be received late due to heavy message traffic. The government assumes no responsibility for such late bids/offers.

BID GUARANTEE

Reference the provision 52.228-1, Bid Guarantee. **Facsimile Bonds are not acceptable.**

OFFEROR'S QUALIFICATIONS

Pursuant to FAR 9.1, as an evaluation criteria, the offeror will be requested by the Government to submit a statement regarding his previous experience in performing comparable work, his business and technical organization, financial resources, and plant available to be used in performing the work.

NOTICE REGARDING POTENTIAL EMPLOYMENT ON MILITARY INSTALLATION

If the work called for by this request for proposal is located on a military installation, offerors should check with post/base security to determine if potential employees will be allowed on the base/post to seek employment.

SMALL BUSINESS SUBCONTRACTING PLAN

- a. This notice applies to Large Businesses only.
- b. Reference FAR 52.219-9, SMALL BUSINESS SUBCONTRACTING PLAN. The bidder/offeror shall take into consideration only those subcontracts that he/she will award when preparing the subcontracting plan required by the FAR.
- c. The Contracting Officer will NOT make award under this solicitation without an APPROVED subcontracting plan.
- d. To be approved, the plan must contain at a minimum, the eleven elements set forth in FAR 52.219-9, paragraph (d). Pursuant to AFARS 19.705-4(d), your plan will be reviewed and scored in accordance with AFARS Appendix DD to ensure it clearly represents your firm's ability to carry out the terms and conditions set forth in the contract clauses.
- e. Subcontracting Plan Floors. These are the minimum percentages of subcontracted dollars that will be approved. The current floors for Fiscal Year 2003 are as follows:

Small Business (SB)	41.3%
Small Disadvantages Business (SDB)	15.8%
Women-Owned Small Business (WOSB)	5.6%
Historically Underutilized Business Zone Small Business (HUBZone)	7.5%
Service-Disabled Veteran-Owned Small Business (SVOSB)	1.0
Historically Black Colleges & Universities/Minority Institutions (JBCU/MI)	13.9%
(This % is based on % of total contract dollars obligated to Institutes of Higher Learning (HE).)	

f. Current copies of Standard Form 294 and 295 can be found at [http://contacts.gsa.gov/webforms.nsf/\(formslist\)?openform&count=1000&category=Standard+Forms&expandview](http://contacts.gsa.gov/webforms.nsf/(formslist)?openform&count=1000&category=Standard+Forms&expandview).

g. Contractors may post subcontracting opportunities at the Small Business Administration's SubNet: <http://web.sba.gov/subnet/index.cfm>.

AMENDMENTS TO THIS REQUEST FOR PROPOSALS (RFP)

All amendments to this RFP will be made through the use of the Internet. No additional media (CD ROMS, Floppy Disks, Faxes, or paper) will be provided unless the Government determines that it is necessary. Contractors may view/download this solicitation and all amendments from the Internet after solicitation issuance at the following Internet address: <https://ebs.swf02.usace.army.mil/ebs/AdvertisedSolicitations.asp>. All offerors are required to check the Ft. Worth District Contracting Division website daily to be notified of any changes to this solicitation.

ESTIMATED CONSTRUCTION COST

The estimated cost of the proposed construction is more than \$10,000,000 (FAR 36.204 Disclosure of the Magnitude of Construction Projects).

SPECIAL NOTICE CONCERNING INDIVIDUAL SURETIES

The Security interest, including pledged assets as set forth in the FAR 52.228-11, PLEDGES OF ASSETS, and executed Standard Form 28 entitled "AFFIDAVIT OF INDIVIDUAL SURETY" shall be furnished with the bond. Failure to provide with the bid bond a pledge of assets (security interest) in accordance with FAR 28.203-1 will result in rejection of a bid that is bonded by individual sureties.

PARTNERING

In order to accomplish this contract, the government is encouraging the formation of a cohesive partnership with the contractor and its subcontractors. This partnership would strive to draw on the strengths of each organization in an effort to achieve a quality project done right the first time, within budget, and on schedule. This partnership would be bilateral in make-up and

participation would be totally voluntary. Any cost associated with effectuating this partnership will be agreed to by both parties and will be shared equally with no change in contract price.

PRINCIPAL CONTRACTING OFFICER

The Contracting Officer who signs this contract will be the Principal Contracting Officer for this contract. However, any Contracting Officer assigned to the Fort Worth District, contracting within his or her authority, may take formal action on this contract when a contract action needs to be taken and the Principal Contracting Officer is unavailable.

FAR PROVISIONS

52.204-6 DATA UNIVERSAL NUMBERING SYSTEM (DUNS) NUMBER (JUN 99)

(a) Contractor identification is essential for complying with statutory contract reporting requirements. Therefore, the offeror is requested to enter, in the block with its name and address on the Standard Form 33 or similar document, the annotation "DUNS" followed by the DUNS number which identifies the offeror's name and address exactly as stated in the offer.

(b) If the offeror does not have a DUNS number, it should contact Dun and Bradstreet directly to obtain one. A DUNS number will be provided immediately by telephone at no charge to the offeror. For information on obtaining a DUNS number, the offeror, if located within the United States, should call Dun and Bradstreet at 1-800-333-0505. The offeror should be prepared to provide the following information:

- (1) Company name.
- (2) Company address.
- (3) Company telephone number.
- (4) Line of business.
- (5) Chief executive officer/key manager.
- (6) Date the company was started.
- (7) Number of people employed by the company.
- (8) Company affiliation.

(c) Offerors located outside the United States may obtain the location and phone number of the local Dun and Bradstreet Information Services office from the Internet Home Page at <http://www.customerservice@dnb.com/>. If an offeror is unable to locate a local service center, it may be e-mailed to Dun and Bradstreet at globalinfo@dnb.com.

(End of provision)

252.204-7001 COMMERCIAL AND GOVERNMENT ENTITY (CAGE) CODE REPORTING. (AUG 1999)

(a) The offeror is requested to enter its CAGE code on its offer in the block with its name and address. The CAGE code entered must be for that name and address. Enter "CAGE" before the number.

(b) If the offeror does not have a CAGE code, it may ask the Contracting Officer to request one from the Defense Logistics Information Service (DLIS). The Contracting Officer will—

- (1) Ask the Contractor to complete section B of a DD Form 2051, Request for Assignment of a Commercial and Government Entity (CAGE) Code;
- (2) Complete section A and forward the form to DLIS; and

(3) Notify the Contractor of its assigned CAGE code.

(c) Do not delay submission of the offer pending receipt of a CAGE code.

(End of provision)

52.211-6 BRAND NAME OF EQUAL (AUG 1999)

(a) If an item in this solicitation is identified as "brand name or equal," the purchase description reflects the characteristics and level of quality that will satisfy the Government's needs. The salient physical, functional, or performance characteristics that "equal" products must meet are specified in the solicitation.

(b) To be considered for award, offers of "equal" products, including "equal" products of the brand name manufacturer, must-

(1) Meet the salient physical, functional, or performance characteristic specified in this solicitation;

(2) Clearly identify the item by-

(i) Brand name, if any; and

(ii) Make or model number;

(3) Include descriptive literature such as illustrations, drawings, or a clear reference to previously furnished descriptive data or information available to the Contracting Officer; and

(4) Clearly describe any modifications the offeror plans to make in a product to make it conform to the solicitation requirements. Mark any descriptive material to clearly show the modifications.

(c) The Contracting Officer will evaluate "equal" products on the basis of information furnished by the offeror or identified in the offer and reasonably available to the Contracting Officer. The Contracting Officer is not responsible for locating or obtaining any information not identified in the offer.

(d) Unless the offeror clearly indicates in its offer that the product being offered is an "equal" product, the offeror shall provide the brand name product referenced in the solicitation.

(End of provision)

52.211-14 NOTICE OF PRIORITY RATING FOR NATIONAL DEFENSE USE. (SEPT 1990)

Any contract awarded as a result of this solicitation will be **DO** rated order certified for national defense use under the Defense Priorities and Allocations System (DPAS) (15 CFR 700), and the Contractor will be required to follow all of the requirements of this regulation. [*Contracting Officer check appropriate box.*]

(End of provision)

52.0211-0002 AVAILABILITY OF SPECIFICATIONS LISTED IN THE DOD INDEX OF SPECIFICATIONS AND STANDARDS (DODISS) AND DESCRIPTIONS LISTED IN THE ACQUISITION MANAGEMENT SYSTEMS AND DATA REQUIREMENTS CONTROL LIST, DOD 5010.12-L (DEC 1999)

Copies of specifications, standards, and data item descriptions cited in this solicitation may be obtained--

(a) From the ASSIST database via the Internet at <http://assist.daps.mil>; or

(b) By submitting a request to the--Department of Defense Single Stock Point (DoDSSP), Building 4, Section D, 700 Robbins Avenue, Philadelphia, PA 19111-5094, Telephone (215) 697-2667/2179, Facsimile (215) 697-1462.

(End of provision)

52.214-34 SUBMISSION OF OFFERS IN THE ENGLISH LANGUAGE (APR 1991)

Offers submitted in response to this solicitation shall be in the English language. Offers received in other than English shall be rejected.

(End of provision)

52.214-35 SUBMISSION OF OFFERS IN U.S. CURRENCY (APR 1991)

Offers submitted in response to this solicitation shall be in terms of U.S. dollars. Offers received in other than U.S. dollars shall be rejected.

(End of provision)

52.215-1 INSTRUCTIONS TO OFFERORS--COMPETITIVE ACQUISITION (MAY 2001)

(a) Definitions. As used in this provision--

“Discussions” are negotiations that occur after establishment of the competitive range that may, at the Contracting Officer's discretion, result in the offeror being allowed to revise its proposal.

In writing, writing, or written means any worded or numbered expression that can be read, reproduced, and later communicated, and includes electronically transmitted and stored information.

“Proposal modification” is a change made to a proposal before the solicitation's closing date and time, or made in response to an amendment, or made to correct a mistake at any time before award.

“Proposal revision” is a change to a proposal made after the solicitation closing date, at the request of or as allowed by a Contracting Officer as the result of negotiations.

“Time”, if stated as a number of days, is calculated using calendar days, unless otherwise specified, and will include Saturdays, Sundays, and legal holidays. However, if the last day falls on a Saturday, Sunday, or legal holiday, then the period shall include the next working day.

(b) Amendments to solicitations. If this solicitation is amended, all terms and conditions that are not amended remain unchanged. Offerors shall acknowledge receipt of any amendment to this solicitation by the date and time specified in the amendment(s).

(c) Submission, modification, revision, and withdrawal of proposals. (1) Unless other methods (e.g., electronic commerce or facsimile) are permitted in the solicitation, proposals and modifications to proposals shall be submitted in paper media in sealed envelopes or packages (i) addressed to the office specified in the solicitation, and (ii) showing the time and date specified for receipt, the solicitation number, and the name and address of the offeror. Offerors using commercial carriers should ensure that the proposal is marked on the outermost wrapper with the information in paragraphs (c)(1)(i) and (c)(1)(ii) of this provision.

(2) The first page of the proposal must show--

(i) The solicitation number;

(ii) The name, address, and telephone and facsimile numbers of the offeror (and electronic address if available);

(iii) A statement specifying the extent of agreement with all terms, conditions, and provisions included in the solicitation and agreement to furnish any or all items upon which prices are offered at the price set opposite each item;

(iv) Names, titles, and telephone and facsimile numbers (and electronic addresses if available) of persons authorized to negotiate on the offeror's behalf with the Government in connection with this solicitation; and

(v) Name, title, and signature of person authorized to sign the proposal. Proposals signed by an agent shall be accompanied by evidence of that agent's authority, unless that evidence has been previously furnished to the issuing office.

(3) Submission, modification, or revision, of proposals.

(i) Offerors are responsible for submitting proposals, and any modifications, or revisions, so as to reach the Government office designated in the solicitation by the time specified in the solicitation. If no time is specified in the solicitation, the time for receipt is 4:00 p.m., local time, for the designated Government office on the date that proposal or revision is due.

(ii)(A) Any proposal, modification, or revision received at the Government office designated in the solicitation after the exact time specified for receipt of offers is "late" and will not be considered unless it is received before award is made, the Contracting Officer determines that accepting the late offer would not unduly delay the acquisition; and--

(1) If it was transmitted through an electronic commerce method authorized by the solicitation, it was received at the initial point of entry to the Government infrastructure not later than 5:00 p.m. one working day prior to the date specified for receipt of proposals; or

(2) There is acceptable evidence to establish that it was received at the Government installation designated for receipt of offers and was under the Government's control prior to the time set for receipt of offers; or

(3) It is the only proposal received.

(B) However, a late modification of an otherwise successful proposal that makes its terms more favorable to the Government, will be considered at any time it is received and may be accepted.

(iii) Acceptable evidence to establish the time of receipt at the Government installation includes the time/date stamp of that installation on the proposal wrapper, other documentary evidence of receipt maintained by the installation, or oral testimony or statements of Government personnel.

(iv) If an emergency or unanticipated event interrupts normal Government processes so that proposals cannot be received at the office designated for receipt of proposals by the exact time specified in the solicitation, and urgent Government requirements preclude amendment of the solicitation, the time specified for receipt of proposals will be deemed to be extended to the same time of day specified in the solicitation on the first work day on which normal Government processes resume.

(v) Proposals may be withdrawn by written notice received at any time before award. Oral proposals in response to oral solicitations may be withdrawn orally. If the solicitation authorizes facsimile proposals, proposals may be withdrawn via facsimile received at any time before award, subject to the conditions specified in the provision at 52.215-5, Facsimile Proposals. Proposals may be withdrawn in person by an offeror or an authorized representative, if the identity of the person requesting withdrawal is established and the person signs a receipt for the proposal before award.

(4) Unless otherwise specified in the solicitation, the offeror may propose to provide any item or combination of items.

(5) Offerors shall submit proposals in response to this solicitation in English, unless otherwise permitted by the solicitation, and in U.S. dollars, unless the provision at FAR 52.225-17, Evaluation of Foreign Currency Offers, is included in the solicitation.

(6) Offerors may submit modifications to their proposals at any time before the solicitation closing date and time, and may submit modifications in response to an amendment, or to correct a mistake at any time before award.

(7) Offerors may submit revised proposals only if requested or allowed by the Contracting Officer.

(8) Proposals may be withdrawn at any time before award. Withdrawals are effective upon receipt of notice by the Contracting Officer.

(d) Offer expiration date. Proposals in response to this solicitation will be valid for the number of days specified on the solicitation cover sheet (unless a different period is proposed by the offeror).

(e) Restriction on disclosure and use of data. Offerors that include in their proposals data that they do not want disclosed to the public for any purpose, or used by the Government except for evaluation purposes, shall--

(1) Mark the title page with the following legend: This proposal includes data that shall not be disclosed outside the Government and shall not be duplicated, used, or disclosed--in whole or in part--for any purpose other than to evaluate this proposal. If, however, a contract is awarded to this offeror as a result of--or in connection with-- the submission of this data, the Government shall have the right to duplicate, use, or disclose the data to the extent provided in the resulting contract. This restriction does not limit the Government's right to use information contained in this data if it is obtained from another source without restriction. The data subject to this restriction are contained in sheets [insert numbers or other identification of sheets]; and

(2) Mark each sheet of data it wishes to restrict with the following legend: Use or disclosure of data contained on this sheet is

subject to the restriction on the title page of this proposal.

(f) Contract award. (1) The Government intends to award a contract or contracts resulting from this solicitation to the responsible offeror(s) whose proposal(s) represents the best value after evaluation in accordance with the factors and subfactors in the solicitation.

(2) The Government may reject any or all proposals if such action is in the Government's interest.

(3) The Government may waive informalities and minor irregularities in proposals received.

(4) The Government intends to evaluate proposals and award a contract without discussions with offerors (except clarifications as described in FAR 15.306(a)). Therefore, the offeror's initial proposal should contain the offeror's best terms from a cost or price and technical standpoint. The Government reserves the right to conduct discussions if the Contracting Officer later determines them to be necessary. If the Contracting Officer determines that the number of proposals that would otherwise be in the competitive range exceeds the number at which an efficient competition can be conducted, the Contracting Officer may limit the number of proposals in the competitive range to the greatest number that will permit an efficient competition among the most highly rated proposals.

(5) The Government reserves the right to make an award on any item for a quantity less than the quantity offered, at the unit cost or prices offered, unless the offeror specifies otherwise in the proposal.

(6) The Government reserves the right to make multiple awards if, after considering the additional administrative costs, it is in the Government's best interest to do so.

(7) Exchanges with offerors after receipt of a proposal do not constitute a rejection or counteroffer by the Government.

(8) The Government may determine that a proposal is unacceptable if the prices proposed are materially unbalanced between line items or subline items. Unbalanced pricing exists when, despite an acceptable total evaluated price, the price of one or more contract line items is significantly overstated or understated as indicated by the application of cost or price analysis techniques. A proposal may be rejected if the Contracting Officer determines that the lack of balance poses an unacceptable risk to the Government.

(9) If a cost realism analysis is performed, cost realism may be considered by the source selection authority in evaluating performance or schedule risk.

(10) A written award or acceptance of proposal mailed or otherwise furnished to the successful offeror within the time specified in the proposal shall result in a binding contract without further action by either party.

(11) The Government may disclose the following information in postaward debriefings to other offerors:

(i) The overall evaluated cost or price and technical rating of the successful offeror;

(ii) The overall ranking of all offerors, when any ranking was developed by the agency during source selection;

(iii) A summary of the rationale for award; and

(iv) For acquisitions of commercial items, the make and model of the item to be delivered by the successful offeror.

(End of provision)

52.215-20 REQUIREMENTS FOR COST OR PRICING DATA OR INFORMATION OTHER THAN COST OR PRICING DATA. (OCT 1997)

(a) *Exceptions from cost or pricing data.*

(1) In lieu of submitting cost or pricing data, offerors may submit a written request for exception by submitting the information described in the following paragraphs. The Contracting Officer may require additional supporting information, but only to the extent necessary to determine whether an exception should be granted, and whether the price is fair and reasonable.

(i) *Identification of the law or regulation establishing the price offered.* If the price is controlled under law by periodic rulings, reviews, or similar actions of a governmental body, attach a copy of the controlling document, unless it was previously submitted to the contracting office.

(ii) *Commercial item exception.* For a commercial item exception, the offeror shall submit, at a minimum, information on prices at which the same item or similar items have previously been sold in the commercial market that is adequate for evaluating the reasonableness of the price for this acquisition. Such information may include-

(A) For catalog items, a copy of or identification of the catalog and its date, or the appropriate pages for the offered items, or a statement that the catalog is on file in the buying office to which the proposal is being submitted. Provide a copy or describe current discount policies and price lists (published or unpublished), *e.g.*, wholesale, original equipment manufacturer, or reseller. Also explain the basis of each offered price and its relationship to the established catalog price, including how the proposed price relates to the price of recent sales in quantities similar to the proposed quantities;

(B) For market-priced items, the source and date or period of the market quotation or other basis for market price, the base amount, and applicable discounts. In addition, describe the nature of the market;

(C) For items included on an active Federal Supply Service Multiple Award Schedule contract, proof that an exception has been granted for the schedule item.

(2) The offeror grants the Contracting Officer or an authorized representative the right to examine, at any time before award, books, records, documents, or other directly pertinent records to verify any request for an exception under this provision, and the reasonableness of price. For items priced using catalog or market prices, or law or regulation, access does not extend to cost or profit information or other data relevant solely to the offeror's determination of the prices to be offered in the catalog or marketplace.

(b) *Requirements for cost or pricing data.* If the offeror is not granted an exception from the requirement to submit cost or pricing data, the following applies:

(1) The offeror shall prepare and submit cost or pricing data and supporting attachments in accordance with Table 15-2 of FAR 15.408.

(2) As soon as practicable after agreement on price, but before contract award (except for unpriced actions such as letter contracts), the offeror shall submit a Certificate of Current Cost or Pricing Data, as prescribed by FAR 15.406-2.

(End of provision)

52.216-1 TYPE OF CONTRACT (APR 1984)

The Government contemplates award of a **firm-fixed priced Design/Construction contract** resulting from this solicitation.

(End of clause)

52.217-5 EVALUATION OF OPTIONS (JUL 1990)

(a) Except when it is determined in accordance with FAR 17.206(b) not to be in the Government's best interests, the Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirement. Evaluation of options will not obligate the Government to exercise the option(s).

(b) The Government may reject an offer as nonresponsive if it is materially unbalanced as to prices for the basic requirement and the option quantities. An offer is unbalanced when it is based on prices significantly less than cost for some work and prices that are significantly overstated for other work.

(End of provision)

52.225-12 NOTICE OF BUY AMERICAN ACT/BALANCE OF PAYMENTS PROGRAM REQUIREMENT CONSTRUCTION MATERIALS UNDER TRADE AGREEMENTS. (FEB 2000)

(a) *Definitions.* "Construction material," "designated country construction material," "domestic construction material," "foreign construction material," and "NAFTA country construction material," as used in this provision, are defined in the clause of this solicitation entitled "Buy American Act-Balance of Payments Program-Construction Materials under Trade Agreements" (Federal Acquisition Regulation (FAR) clause 52.225-11).

(b) *Requests for determination of inapplicability.* An offeror requesting a determination regarding the inapplicability of the Buy American Act or Balance of Payments Program should submit the request to the Contracting Officer in time to allow a determination before submission of offers. The offeror shall include the information and applicable supporting data required

by paragraphs (c) and (d) of FAR clause 52.225-11 in the request. If an offeror has not requested a determination regarding the inapplicability of the Buy American Act or Balance of Payments Program before submitting its offer, or has not received a response to a previous request, the offeror shall include the information and supporting data in the offer.

(c) *Evaluation of offers.*

(1) The Government will evaluate an offer requesting exception to the requirements of the Buy American Act or Balance of Payments Program, based on claimed unreasonable cost of domestic construction materials, by adding to the offered price the appropriate percentage of the cost of such foreign construction material, as specified in paragraph (b)(4)(i) of FAR clause 52.225-11.

(2) If evaluation results in a tie between an offeror that requested the substitution of foreign construction material based on unreasonable cost and an offeror that did not request an exception, the Contracting Officer will award to the offeror that did not request an exception based on unreasonable cost.

(d) *Alternate offers.*

(1) When an offer includes foreign construction material, other than designated country or NAFTA country construction material, that is not listed by the Government in this solicitation in paragraph (b)(3) of FAR clause 52.225-11, the offeror also may submit an alternate offer based on use of equivalent domestic, designated country, or NAFTA country construction material.

(2) If an alternate offer is submitted, the offeror shall submit a separate Standard Form 1442 for the alternate offer, and a separate price comparison table prepared in accordance with paragraphs (c) and (d) of FAR clause 52.225-11 for the offer that is based on the use of any foreign construction material for which the Government has not yet determined an exception applies.

(3) If the Government determines that a particular exception requested in accordance with paragraph (c) of FAR clause 52.225-11 does not apply, the Government will evaluate only those offers based on use of the equivalent domestic, designated country, or NAFTA country construction material, and the offeror shall be required to furnish such domestic, designated country, or NAFTA country construction material. An offer based on use of the foreign construction material for which an exception was requested-

(i) Will be rejected as nonresponsive if this acquisition is conducted by sealed bidding; or

(ii) May be accepted if revised during negotiations.

(End of provision)

52.233-2 SERVICE OF PROTEST (AUG 1996)

(a) Protests, as defined in section 33.101 of the Federal Acquisition Regulation, that are filed directly with an agency, and copies of any protests that are filed with the General Accounting Office (GAO), shall be served on the Contracting Officer (addressed as follows) by obtaining written and dated acknowledgment of receipt from

**US Army Engineer District, Fort Worth
ATTN: CESWF-CT-C, Rm. 2A19
819 Taylor Street/PO Box 17300
Fort Worth, TX 76102-0300**

(b) The copy of any protest shall be received in the office designated above within one day of filing a protest with the GAO.

(End of provision)

52.236-27 SITE VISIT (CONSTRUCTION) (FEB 1995)

(a) The clauses at 52.236-2, Differing Site Conditions, and 52.236-3, Site Investigations and Conditions Affecting the Work, will be included in any contract awarded as a result of this solicitation. Accordingly, offerors are urged and expected to inspect the site where the work will be performed.

(b) Site visits may be arranged during normal duty hours by contacting:

Name: Denny Dodge, 337 531-2933, or
C. Breck Graves, 337 531-2933, or
Address: England Economic & Industrial Development District
1611 Arnold Drive
Alexandria, LA 71303

Telephone: 830 298-3334

A pre-proposal meeting/site visit will be held on Tuesday, November 16th, 2004. See Section 00103, AM #0001 for additional information.

Prospective Offerors are encouraged to submit, in writing, any questions they desire to be discussed and answered. Your questions may be submitted to the following:

By FAX: (817) 886-6407 (Attn: Kenneth Carleton)

By Mail:

US Army Corps of Engineer District, Fort Worth
ATTN: CESWF-CT-C (Attn: Kenneth. Carleton)
Post Office Box 17300,
819 Taylor Street, Room 2A19
Fort Worth, Texas 76102-0300

By Email: kenneth.carleton@swf02.usace.army.mil.

(End of Provision)

52.236-28 PREPARATION OF PROPOSALS--CONSTRUCTION (OCT 1997)

(a) Proposals must be (1) submitted on the forms furnished by the Government or on copies of those forms, and (2) manually signed. The person signing a proposal must initial each erasure or change appearing on any proposal form.

(b) The proposal form may require offerors to submit proposed prices for one or more items on various bases, including--

(1) Lump sum price;

(2) Alternate prices;

(3) Units of construction; or

(4) Any combination of paragraphs (b)(1) through (b)(3) of this provision.

(c) If the solicitation requires submission of a proposal on all items, failure to do so may result in the proposal being rejected without further consideration. If a proposal on all items is not required, offerors should insert the words "no proposal" in the space provided for any item on which no price is submitted.

(d) Alternate proposals will not be considered unless this solicitation authorizes their submission.

(End of provision)

52.252-5 AUTHORIZED DEVIATIONS IN PROVISIONS (APR 1984)

(a) The use in this solicitation of any Federal Acquisition Regulation (48 CFR Chapter 1) provision with an authorized deviation is indicated by the addition of "(DEVIATION)" after the date of the provision.

The use in this solicitation of any Defense Federal Acquisition Regulation Supplement (DFARS) (48 CFR Chapter 2) provision with an authorized deviation is indicated by the addition of "(DEVIATION)" after the name of the regulation.

(End of Section 00100)